

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Case No. 4:05CR0042 HEA  
 )  
 PATRICK BELK, )  
 )  
 Defendant. )

This matter is before the Court on the Defendant Belk's Motion to Suppress Evidence and Statements, [Doc. #s 15 & 32]. The Court referred this matter to United States Magistrate Judge David D. Noce for a report and recommendation on all dispositive matters pursuant to 28 U.S.C. § 636(b). On April 21, 2005, a hearing was held on Defendant's motions, following which, both parties filed post-hearing memoranda. On May 25, 2005, Judge Noce filed his recommendation that Defendant's Motions be denied. No objections to the report and recommendation have been filed.

Accordingly,

**IT IS HEREBY ORDERED** that Defendant's Motion to Suppress Evidence

and Statements, [Doc. #s 15 & 32] are denied.

Dated this 14<sup>th</sup> day of June, 2004.

A handwritten signature in black ink, appearing to read "Henry Edward Autrey", with a long horizontal flourish extending to the right.

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HENRY EDWARD AUTREY  
UNITED STATES DISTRICT JUDGE